IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE FOURTH DAY OF NOVEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MS JUSTICE G.ROHINI

WRIT PETITION NO : 20290 of 2004

Between:

G. Obul Reddy, S/o. G. Obul Reddy, occ: F.P shop dealer,
Thappetavari Palli village, Gangapuram Post,

Vantimitta Mandal,
Kadapa District.

..... PETITIONER

AND

1 The Revenue Divisional Officer, Rajampet, Kadapa District.
2 The Mandal Revenue Divisional Officer,

Vantimitta Mandal, Kadapa District.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an appropriate writ, order or direction more particularly one in the nature of writ of Mandamus declaring the proceeding in Ref.D/1170/2004, dated 19-10-2004 issued by the 1st respondent is arbitrary, illegal, politically motivated contrary to the provisions of the A.P. State Public Distribution System Control Order, 2001 and violative of the principles of natural justice apart from being violative of the fundamental rights guaranteed to the petitioner under Articles 14 & 19 (1)(g) of the Constitution of India and consequently set aside the same.

Counsel for the Petitioner: MR.V.R.REDDY KOVVURI

Counsel for the Respondents: GP FOR CIVIL SUPPLIES

The Court made the following :

ORDER:

Against the impugned order dated 19-10-2004, issued by the 1st respondent - Revenue Divisional Officer, Rajampet, Kadapa, an alternative remedy is available by way of an appeal to the Joint Collector. Without exhausting the said alternative remedy, the petitioner cannot maintain this writ petition.

Accordingly, granting leave and liberty to the petitioner to avail the alternative remedy as available under the statute, the writ petition is disposed of. No costs.

_____

04-11-2004

Note: Issue C.C by tomorrow.

B/o.

vs

To

1 The Revenue Divisional Officer, Rajampet, Kadapa District.
2 The Mandal Revenue Divisional Officer,

Vantimitta Mandal, Kadapa District.

3 2CCs to the G.P for Civil Supplies, High Court Buildings,

Hyderabad(O.U.T).

4 2CD copies